

REMARKS

Favorable reconsideration is respectfully requested in view of the foregoing amendments and following remarks.

Applicants acknowledge with thanks the Examiner's indication that claims 12-17 are objected to as being dependent upon a rejected base claim but would be allowable if rewritten in independent form. Claim 12 has been rewritten in independent form to include all the limitations of claim 1.

Claim 13 has been rewritten in independent form to include all the limitations of claim 1.

Claims 14 to 17 are cancelled without prejudice and rewritten as new claim 33 in independent form, including all the limitations of claim 1, and reciting the active ingredients recited in claims 14-17 in Markush form.

In view of the foregoing, it is respectfully submitted that claims 12, 13 and 33 are allowable.

Claims 1-11 and 18 are rejected under 35 U.S.C. § 101 as claiming the same invention of claims 1, 4 and 9-14 of U.S. 6,740,339. This ground of rejection is respectfully traversed. Applicants respectfully submit that claims 1-11 and 18 of the present application are clearly distinguished from the claims of U.S. Patent No. 6,740,339.

Nevertheless, to expedite allowance, claims 1-11 and 18 are cancelled without prejudice by this amendment, and without prejudice to filing of a divisional application thereto.

In view of the foregoing, it is believed that each ground of rejection set forth in the Action has been overcome, and that this application is now in condition for allowance. Accordingly, such allowance is solicited.

Respectfully submitted,

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